

Appln. No. 10/015,928
Amdt. date September 5, 2003
Reply to Office action of March 6, 2003

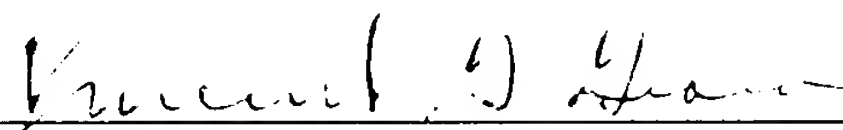
REMARKS/ARGUMENTS

The Office action dated March 6, 2003 has been reviewed and the comments therein carefully considered. In the Office action, various issues and questions are raised concerning the description of the new variety. By the accompanying Substitute Specification, Applicant provides a *bona fide* attempt to respond to each of the issues and questions with information available.

In view of the foregoing amendment and remarks, it is respectfully submitted that the application is now in condition for allowance and, accordingly, reconsideration and allowance are earnestly solicited. If any questions remain regarding the allowability of the application, the Examiner is invited to contact the undersigned at the telephone number indicated below.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 
Vincent G. Gioia
Reg. No. 19,959
626/795-9900

VGG/llb

Enclosures

Substitute Specification (Marked-up Copy)

Substitute Specification (Clean Copy)

Petition for Extension of Time

Check for \$465

LLB IRV1069230.1-*09 4 03 8:39 AM



SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

HYBRID TEA ROSE PLANT NAMED 'INTREPID RED'

5 CLASSIFICATION

The present invention relates to a new Rosaceae plant.

VARIETY DENOMINATION

The new plant has the varietal denomination 'INTREPID RED'.

10

BACKGROUND OF THE INVENTION

The present invention relates to a new and distinct variety of rose plant of the hybrid tea rose of the genus Rosaceae which was created by crossing as seed and pollen parents two (2) unknown rose varieties. The varietal denomination of the new variety is 'INTREPID RED'.

SUMMARY OF THE INVENTION

Among the novel characteristics possessed by this new variety which distinguishes it from other varieties of which I am aware, is its dark red flowers.

Asexual reproduction by propagation by budding of the new variety as performed in Wasco, California shows that the foregoing and other distinguishing characteristics come true to form and are established and transmitted through succeeding propagations.

30

RECEIVED
SEP 12 2003
TECH CENTER 1600/2900

35

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

BRIEF DESCRIPTION OF ILLUSTRATION

5 The accompanying illustration shows typical specimens of the
flowers and foliage of the new variety depicted in color as
nearly true as it is reasonably possible to make the same in a
color illustration of this character.

10

15

20

25

30

35

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

DESCRIPTION OF THE NEW VARIETY

5 The following is a detailed description of 2-year budded plants of the new variety , with color terminology in accordance with *The Royal Horticultural Society Colour Chart* (RHSCC). The terminology used in color description herein refers to plate numbers in the aforementioned color chart. Phenotypic expression may vary with light availability, environmental and cultural
10 conditions.

The following observations are made of specimens grown outdoors in Wasco, California, during November budded on 'DR. HUEY' understock.

PLANT

15 Form: Compact
Growth: Medium vigor
Size: Height about 48 inches; width about 32 inches

20 Foliage

Size: Terminal leaflet length
~~Length~~ about 2 3/16 inches;
width about 1 1/4 inches
Quantity: ~~About 5~~ Usually about 5
25 compound leaflet leaves,
occasionally 7 leaflet leaves

Color

New foliage: Upper side near 136A; under
30 side near 136B

Mature foliage: Upper side near 137A; under
side near 137C

Shape: Elliptic

Texture

35 Upper side: Smooth, semi-glossy

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

	Under side:	Matte
	Edge:	Serrated
5	Serration:	Slight
	Petioles:	Top surface color near 138B; Under side near 138B
	Stipules:	Medium length
10	Rachis:	Few prickles
	Variegation:	None observed

WOOD

	New shoots	
15	Bark:	Smooth
	Wood:	Near 47B
	Old wood	
	Bark:	Smooth
	Wood:	Near 140B
20	Flowering stem:	Length about [[5]] <u>18 to 20</u> inches
	Winter Hardiness:	Completely winter hardy
	Resistance to Disease:	Average
25	Temperature range:	Between 16° and 120° F
	Preferred growing conditions:	Full sun
	Growth habit:	Compact
30	Leaves per stem:	About 5

FLOWER/INFLORESCENCE

	Blooming Habit:	Continuous
	Bud	Length about 1 1/2 inches; width about 1 1/2 inches
35	Form:	Classic rose

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

5 Color: Before sepals divide color
near 53A; when sepals first
divide color near 53B; when
petals begin to unfurl color
near 53A

10 Sepals: Pointed and serrated, usually
5 sepals, occasional
extensions about 5/8 inch

 Size: Length in relation to bud,
about 1 3/4 inches

15 Color Topside near 156D; bottom
near 138C

 Peduncle

 Length: About 2 inches

 Aspect: Strong, erect

20 Color: Near 141D

Flower

 Size: About 4 1/4 inches

 Borne: Single - one per stem

 Form: High centered

25 Petalage: About 29, petals fan-shaped,
petals imbricated, margins
smooth

 Petaloids in center: Few, usually about 3, color
near 74A

30 Persistence: Average

 Fragrance: Slight

 Lasting Quality: About 3 weeks on plant; about
7 days after cutting

35 Color

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

5 During first 2 days: Inner petals at flower center
topside near 60C; bottom near
63A; outer petals topside
near 60C, bottom near 63A

Base of petals
(Point of attachment): Near 2B

10 General tonality from a
distance: Near 63A

Color Change: As bloom ages to near 63A;
after 3 or more days color
near 63A

15 Petals

Texture: Soft

Shape: Longer than wide

Arrangement: Imbricated

20 Appearance: Velvety front; satiny back

REPRODUCTIVE ORGANS

Arrangement of stamens,
Filaments and Anthers: Regularly arranged around
styles, about 50 filaments
and anthers, no pollen
25 observed

Color: Filaments near 5B; Anthers
near 6B

Styles: Medium length

30 Hips/Seed Vessels/Ovaries

Shape: Round

Size: About 1/4 inch

Color: Near 141C

35 Seeds: No seeds

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

I CLAIM:

5 A new and distinct Hybrid Tea Rose plant of the variety
substantially as shown and described.

10

15

20

25

30

35

SUBSTITUTE SPECIFICATION
(Marked-up Copy)

1 47497/VGG/C614

ABSTRACT

5 A new and distinct Hybrid Tea Rose plant variety with dark
red flowers.

10 ~~VGG/vat~~ VGG/11b

~~LLB-IRV1069264.1-9-4-03-2:37 PM~~

15

20

25

30

35